

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

8 UNITED STATES OF AMERICA,) No. CR-07-144-RHW-2
9 Plaintiff,)
10 v.) ORDER GRANTING MOTION TO
RECONSIDER AND SETTING
CONDITIONS OF RELEASE
11 JOSHUA VAUSE,)
12 Defendant.)
13)

At the June 20, 2008, hearing on Defendant's Motion to Reconsider Bond (Ct. Rec. 58), Defendant was present with counsel David Partovi. The United States was represented by Assistant U.S. Attorney K. Jill Bolton. Also present was U.S. Probation Officer Matt Thompson.

19 The United States deferred to the recommendation of Pretrial
20 Services. Pretrial Services did not oppose Defendant's release.
21 Accordingly,

22 **IT IS ORDERED** the Defendant's Motion (Ct. Rec. 58) is **GRANTED**.
23 Defendant shall be released on the following conditions:

24 1. Defendant shall not commit any offense in violation of
25 federal, state or local law.

26 2. Defendant shall advise the court and the United States
27 Attorney in writing before any change in address.

1 3. Defendant shall appear at all proceedings and surrender as
2 directed for service of any sentence imposed.

3 4. Defendant shall sign and complete form A.O. 199C before
4 being released and shall reside at the address furnished.

5 **5. Except for court-related appearances, 2 hours each week
6 for attendance at spiritual services, employment, and drug testing,
7 Defendant shall remain under home detention.**

8 6. Defendant shall remain in the Eastern District of
9 Washington while the case is pending. On a showing of necessity,
10 Defendant may obtain prior written permission to leave this area
11 from the United States Probation Office.

12 7. Defendant shall maintain or actively seek lawful
13 employment.

14 8. Defendant shall not possess a firearm, destructive device
15 or other dangerous weapon.

16 9. Defendant is further advised, pursuant to 18 U.S.C. §
17 922(n), it is unlawful for any person who is under indictment for a
18 crime punishable by imprisonment for a term exceeding one year to
19 ship or transport in interstate or foreign commerce any firearm or
20 ammunition or receive any firearm or ammunition which has been
21 shipped or transported in interstate or foreign commerce.

22 10. Defendant shall refrain from the excessive use of alcohol,
23 and the use or possession of a narcotic drug and other controlled
24 substances defined in 21 U.S.C. § 802, unless prescribed by a
25 licensed medical practitioner. Defendant shall undergo a substance
26 abuse evaluation, if directed by a United States Probation Officer,
27 and complete treatment indicated by the evaluation. Defendant shall
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1 be responsible for the cost of testing, evaluation and treatment
2 unless the United States Probation Office should determine
3 otherwise. The United States Probation Office shall also determine
4 the time and place of testing and evaluation and the scope of
5 treatment. If random urinalysis testing is not done through a
6 treatment program, random urinalysis testing shall be conducted
7 through Pretrial Services, and shall not exceed six (6) times per
8 month.

9 11. Defendant shall report to the United States Probation
10 Office before or immediately after his release and shall report as
11 often as they direct, at such times and in such manner as they
12 direct. Defendant shall contact his attorney at least once a week.

13 12. Defendant shall post a \$25,000 appearance bond, to be co-
14 signed by Defendant's father.

15 Defendant is advised a violation of any of the foregoing
16 conditions of release may result in the immediate issuance of an
17 arrest warrant, revocation of release and prosecution for contempt
18 of court, which could result in imprisonment, a fine, or both.
19 Specifically, Defendant is advised a separate offense is established
20 by the knowing failure to appear and an additional sentence may be
21 imposed for the commission of a crime while on this release. In
22 this regard, any sentence imposed for these violations is
23 consecutive to any other sentence imposed.

24 **IT IS FURTHER ORDERED** the United States Marshal shall keep
25 Defendant in custody until notified by the District Court Executive
26 or judicial officer that Defendant has posted bond and/or complied
27 with all other conditions for release. Until such time, Defendant

1 shall be produced before the appropriate judicial officer at the
2 time and place specified.

3 DATED June 20, 2008.

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S/ CYNTHIA IMBROGNO
6 UNITED STATES MAGISTRATE JUDGE
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